

## REMARKS

### *Claim Objections*

The numbering of the claims was objected to based on 37 CFR 1.126. Misnumbered claim 9 has been renumbered as claim 8 as required. Please note that while claim 8 as amended is marked as "Currently Amended," the content of that claim is actually original; it was misnumbered in the original application as filed and the amendment merely fixes the claim number. The claim formerly numbered as 10 has been renumbered as claim 9 for consistency with the Examiner's remarks in numbered paragraph 5 of the Office Action mailed June 15, 2005, but has been cancelled.

### *Double Patenting Rejections*

Claims 1-8 were rejected as being unpatentable over claims 1-4 of U.S. Patent 6,666,861 to Grabek based on the judicially created doctrine of obviousness-type double patenting. According to the Office Action, those claims would be allowable with the filing of an appropriate terminal disclaimer. A terminal disclaimer complying with 37 CFR 1.321(c) is enclosed herewith to obviate the double patenting rejection.

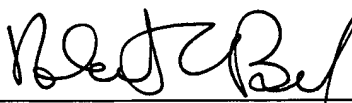
As mentioned previously, claim 9 (formerly numbered as 10) has been cancelled, so the 102(b) rejection thereof is now moot.

## CONCLUSION

All of the claims remaining in this application should now be seen to be in condition for allowance. The prompt issuance of a notice to that effect is solicited.

Respectfully submitted,  
COMEDICUS INC.  
By its attorneys:

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